

QUEENSLAND INDUSTRIAL RELATIONS COMMISSION

Trading (Allowable Hours) Act 1990 - s. 21 - Trading Hours orders on Non-Exempt Shops

National Retail Association Limited, Union of Employers

TH/2014/23

TRADING HOURS - NON-EXEMPT SHOPS TRADING BY RETAIL - STATE

DEPUTY PRESIDENT SWAN
INDUSTRIAL COMMISSIONER FISHER
INDUSTRIAL COMMISSIONER THOMPSON

19 October 2016

ORDER

FURTHER TO the Decision of the Full Bench given 14 October 2016, this Full Bench orders that:

1. The application is granted.
2. The *Trading Hours - Non-Exempt Shops Trading by Retail - State* Order be amended in accordance with Schedule 1 of the application filed on 31 October 2014 and as amended.
3. The operative date of the amendments is 1 December 2016.
4. The shops and shopping centres specified in the amended Order may trade in accordance with that Order on the condition that employees have freely elected to work the extended hours without any coercion, harassment, threat or intimidation by or on behalf of the shop owner, or occupier of the business.
5. The Commission or Industrial Magistrates Court may, at its discretion, require employers to produce written evidence that employees have actively indicated their willingness and availability to work these hours as a result of the extension of allowable hours.

Dated 19 October 2016

M. SHELLEY
DEPUTY REGISTRAR

Operative Date: 1 December 2016